

# House File 319 - Introduced

HOUSE FILE 319

BY WAGNER

## A BILL FOR

- 1 An Act establishing a property tax exemption for certain
- 2 residential property.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 427.1, Code 2011, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 38. *Residential preservation.*

4 a. A single-family residence used primarily for human  
5 habitation that was constructed more than one hundred years  
6 prior to the date upon which the application for the exemption  
7 is filed. To be eligible for the exemption, not less than  
8 fifty percent of the internal and external structure and  
9 features of the residence shall be the result of the original  
10 construction of the residence. The exemption shall not  
11 apply to the land upon which the residence is located. The  
12 exemption shall apply to the assessment year beginning after  
13 the application for the exemption is filed.

14 b. Applications for exemption shall be filed with the  
15 assessing authority not later than February 1 of the first  
16 year for which the exemption is requested, on forms provided  
17 by the department of revenue. The application shall describe  
18 and locate the specific residence for which the exemption is  
19 requested.

20 c. Once the exemption is granted, the exemption shall  
21 continue to be granted for subsequent assessment years without  
22 further filing of applications as long as the residence  
23 continues to meet the requirements of this subsection. The  
24 taxpayer shall notify the assessing authority when the  
25 structure ceases to meet the requirements of this subsection.

26 Sec. 2. IMPLEMENTATION. Section 25B.7 shall not apply to  
27 the provisions of this Act.

28 EXPLANATION

29 This bill establishes a property tax exemption for  
30 single-family residences used primarily for human habitation  
31 that were constructed more than 100 years prior to the date  
32 upon which the application for the exemption is filed. To be  
33 eligible for the exemption under the bill, not less than 50  
34 percent of the internal and external structure and features of  
35 the residence shall be the result of the original construction

1 of the residence. The exemption does not apply to the land  
2 upon which the residence is located.

3 The exemption applies to the assessment year beginning  
4 after the date upon which the application for the exemption  
5 is filed. Applications for the exemption shall be filed with  
6 the assessing authority not later than February 1 of the first  
7 year for which the exemption is requested, on forms provided  
8 by the department of revenue. The application shall describe  
9 and locate the specific residence for which the exemption is  
10 requested. Once the exemption is granted, the exemption shall  
11 continue to be granted for subsequent assessment years without  
12 further filing of an application as long as the residence  
13 continues to meet the requirements for the exemption. The  
14 bill requires the taxpayer to notify the assessing authority  
15 when the structure ceases to meet the requirements for the  
16 exemption.

17 The bill provides that the provisions in Code section 25B.7,  
18 relating to the obligation of the state to reimburse local  
19 jurisdictions for property tax credits and exemptions, does not  
20 apply to the exemption in the bill.